

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 4450-12

AP3 Rec'd PCT/PTO 09 FEB 2006

C# M#

BROWN et al

TC/A.U.

Unassigned

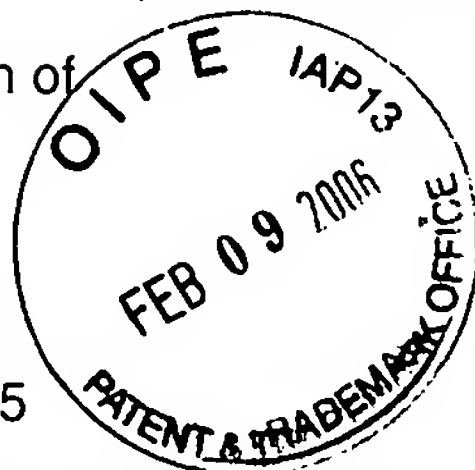
Serial No. 10/528,156

Examiner: Unassigned

Filed: March 17, 2005

Date: February 9, 2006

Title: DNA-TARGETED BENZOTRIAZINE 1,4-DIOXIDES AND THEIR USE IN CANCER THERAPY



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**

**Fees are attached as calculated below:**

Total effective claims after amendment	67	minus highest number			
previously paid for	67	(at least 20) =	0	x \$50.00	\$0.00 (1202)/\$0.00 (2202) \$ 0.00

Independent claims after amendment	6	minus highest number			
previously paid for	6	(at least 3) =	0	x \$200.00	\$0.00 (1201)/\$0.00 (2201) \$ 0.00

If proper multiple dependent claims now added for first time, (ignore improper); add					
					\$360.00 (1203)/\$180.00 (2203) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)					
					One Month Extension \$120.00 (1251)/\$60.00 (2251)
					Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
					Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
					Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)
					Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$ 0.00

Terminal disclaimer enclosed, add					\$130.00 (1814)/ \$65.00 (2814) \$ 0.00
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☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee					\$180.00 (1806) \$ 0.00
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Assignment Recording Fee					\$40.00 (8021) \$ 0.00
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Other:					\$ 0.00
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**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor  
Arlington, Virginia 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
LCM:lfm

NIXON & VANDERHYE P.C.  
By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: \_\_\_\_\_



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

BROWN et al

Atty. Ref.: 4450-12; Confirmation No. 6375

Appl. No. 10/528,156

TC/A.U. Unassigned

Filed: March 17, 2005

Examiner: Unassigned

For: DNA-TARGETED BENZOTRIAZINE 1,4-DIOXIDES AND THEIR USE IN CANCER  
THERAPY

\* \* \* \* \*

February 9, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REPLY TO NOTIFICATION OF DEFECTIVE RESPONSE**

In reply to the Notification mailed January 23, 2006 (for which petition is hereby made for a one-month extension of time, from the due date of January 31, 2006), Applicants respectfully submit that the first inventor's name, "**J. Martin Brown**", is correctly identified on the executed Declaration and Assignment documents filed August 17, 2005. The inventor's name is incorrectly listed as "Martin J. Brown" on the face of the PCT International Application.

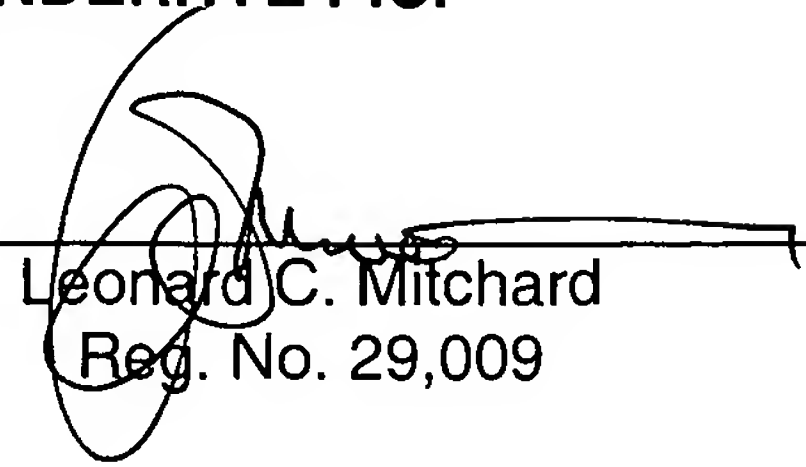
The Notification also requests submission of a separate sequence listing. Applicants respectfully submit that the present application does not contain a sequence listing, which Applicants stated in the Response to Notification of Missing Requirements filed on October 21, 2005. Please note your records accordingly.

BROWN et al  
Appl. No. 10/528,156  
February 9, 2006

Respectfully submitted,

**NIXON & VANDERHYTE P.C.**

By: \_\_\_\_\_

  
Leonard C. Mitchard  
Reg. No. 29,009

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/528,156	Martin J Brown	4450-12

INTERNATIONAL APPLICATION NO.
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PCT/NZ03/00210

I.A. FILING DATE	PRIORITY DATE
09/17/2003	09/17/2002

23117

NIXON & VANDERHYE, PC  
 901 NORTH GLEBE ROAD, 1100  
 ARLINGTON, VA 22203

DOCKETED

MAIL DATE 1/23/06  
 DUE DATE Jan 31 2006 3rd X  
 FINAL DEADLINE Mar 31 2006  
 DOCKETED BY [Signature]

CONFIRMATION NO. 6375

371 FORMALITIES LETTER



\*OC000000017891232\*

Date Mailed: 01/23/2006

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 03/17/2005
- Copy of the International Search Report filed on 03/17/2005
- Copy of IPE Report filed on 03/17/2005
- Preliminary Amendments filed on 03/17/2005
- Information Disclosure Statements filed on 03/17/2005
- Oath or Declaration filed on 08/17/2005
- Request for Immediate Examination filed on 03/17/2005
- Copy of references cited in ISR filed on 03/17/2005
- U.S. Basic National Fees filed on 03/17/2005
- Assignment filed on 08/17/2005
- Priority Documents filed on 03/17/2005
- Power of Attorney filed on 08/17/2005
- Specification filed on 03/17/2005
- Claims filed on 03/17/2005
- Abstracts filed on 03/17/2005

Applicant's response filed 08/17/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 08/31/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - Inventors name listed as Martin J. Brown on International Application and as J. Martin Brown on Declaration. Please clarify.

- This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c) Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application** and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/528,156	PCT/NZ03/00210	4450-12